

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA

Plaintiff,

Case No. 2:11-cr-00058-JAD-CWH

vs.

PHILLIP SMITH, *et al.*,

Defendants.

ORDER

This matter is before the Court on Defendant Phillip Smith's Motion to Dismiss Indictment (doc. # 181), filed November 19, 2014. Defendant is represented by counsel, through whom all motions should be filed. See LR IA 10-6(a) ("A party who has appeared by attorney cannot while so represented appear or act in the case.").

Accordingly, **IT IS HEREBY ORDERED** that Defendant's Motion to Dismiss Indictment (doc. # 181) is **denied without prejudice**.

DATED: November 20, 2014

Curtis H

**C.W. Hoffman, Jr.
United States Magistrate Judge**